## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA )				
	Plaintiff,	) 8:06MJ165 )		
vs.		) DETENTION ORDER		
ISMAEL G	ARCIA-DE LA CRUZ,	<b>,</b>		
	Defendant.	<b>,</b>		
After co	For Detention onducting a detention hearing pursuar December 28, 2006, the Court order to 18 U.S.C. § 3142(e) and (i).	nt to 18 U.S.C. § 3142(f) of the Bail Reformers the above-named defendant detained		
The Co	The Court orders the defendant's detention because it finds:			
which	ourt's findings are based on the evider was contained in the Pretrial Services (1) Nature and circumstances of the X (a) The crime: fraudulent use to him in violation of 42 L sentence of five years imp (b) The offense is a crime of (c) The offense involves a na (d) The offense involves a lar (2) The weight of the evidence again (3) The history and characteristics of (a) General Factors:  The defendant and may affect wheth X The defendant hay X The defendant hay X The defendant of ties.  X Past conduct of t The defendant hay	e offense charged: of a Social Security number not assigned J.S.C. § 408(a)(7)(B) carries a maximum prisonment. violence. arcotic drug. ge amount of controlled substances, to wit: nst the defendant is high. of the defendant including:  ppears to have a mental condition which her the defendant will appear. as no family ties in the area. as no steady employment. as no substantial financial resources. not a long time resident of the community. loes not have any significant community he defendant: use of an alias name. as a history relating to drug abuse. as a history relating to alcohol abuse. as a significant prior criminal record. has a prior record of failure to appear at s.		

8:06-mj-00165-TDT Doc # 8 Filed: 12/28/06 Page 2 of 2 - Page ID # 10

## **DETENTION ORDER - Page 2**

		Release pending trial, sentence, appeal or completion of
		sentence.
(c)	Other Factors:	
` ,	X	The defendant is an illegal alien and is subject to
		deportation.
		The defendant is a legal alien and will be subject to
		deportation if convicted.
	X	The Bureau of Immigration and Custom Enforcement
		(BICE) has placed a detainer with the U.S. Marshal.
		Other:

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- 1. The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: December 28, 2006. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge